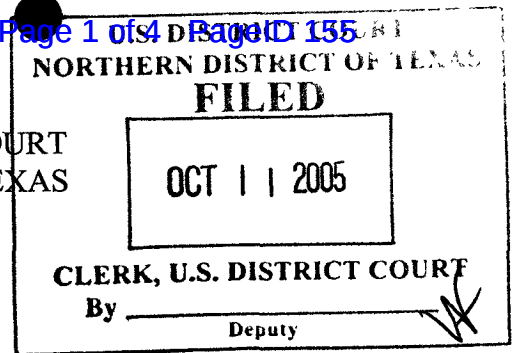


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ORIGINAL

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION



GARY L. SPAHN and
JAMES H. LOVE,

Plaintiffs

vs.

AMERICAN TELEPHONE AND
TELEGRAPH COMPANY, et al.,

Defendants

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CIVIL ACTION NO.

3:CV-04-2745-P

AGREED MOTION TO DISMISS WITH PREJUDICE

Plaintiffs Gary L. Spahn and James H. Love file their Agreed Motion to Dismiss with Prejudice and in support respectfully show the court as follows:

1. Plaintiffs and Defendants American Telephone and Telegraph Company and AT&T Corporation have resolved all matters at issue between and among them.
2. Plaintiffs request that the court dismiss this lawsuit and all claims that are asserted or could be asserted by the parties with prejudice to the right to file, refile or reinstate the same or any part in this or any other court, tribunal or forum.
3. The parties have agreed to the form and substance of the Agreed Order of Dismissal submitted with this Motion, as evidenced by their signatures on this Motion and the Order.

Plaintiffs therefore request the court to enter an order granting this Agreed Motion to Dismiss with Prejudice, dismissing all claims with prejudice, ordering costs to be paid by the party incurring same, and awarding such other relief that the court deems appropriate.

Respectfully submitted,

LAW OFFICE OF KAREN G. SHROPSHIRE



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ATTORNEYS FOR DEFENDANTS

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION

GARY L. SPAHN and
JAMES H. LOVE,

Plaintiffs

vs.

AMERICAN TELEPHONE AND
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CIVIL ACTION NO.

3:CV-04-2745-P

AGREED MOTION TO DISMISS WITH PREJUDICE

Plaintiffs Gary L. Spahn and James H. Love file their Agreed Motion to Dismiss with Prejudice and in support respectfully show the court as follows:

1. Plaintiffs and Defendants American Telephone and Telegraph Company and AT&T Corporation have resolved all matters at issue between and among them.
2. Plaintiffs request that the court dismiss this lawsuit and all claims that are asserted or could be asserted by the parties with prejudice to the right to file, refile or reinstate the same or any part in this or any other court, tribunal or forum.
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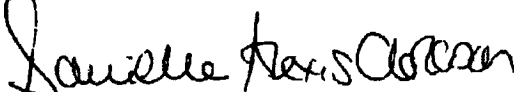
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